IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

MISC. CIVIL APPLICATION NO. 89 OF 2007

Mr. Deepak Ramgopal Tiwari ... Petitioner

Versus

Mrs. Divya Deepak Tiwari ... Respondent

Mr.A.P.Vanarse,Advocate, for the petitioner.

Mr.Datta H.Pawar,Advocate, for Ms. Shilpa A.Joshi,Advocate for the respondent.

CORAM: J.H.BHATIA,J.

DATE: 10th December,2007.

P.C.

1. The petitioner-husband had filed Petiton No.A-602 of 2004 for restitution of conjugal rights before the Family Court, Pune, on 30.8.2004. Earlier, on the application of the respondent-wife, that petition was transferred from the Family Court, Pune, to the Family Court, Bandra, and it came to be registered as Petition No.989/2005. After that the parents of the wife have shifted to Pune and the respondent-wife

has also taken a job at Pune. The petitioner is already living at Pune. In these circumstances, the husband has filed this petition for transfer of the Marriage Petition back to the Family Court, Pune.

2. Learned Counsel for both the parties make a statement that it will be in the interest of both parties to re-transfer the Marriage Petition to the Family Court, Pune, and they also assure that in future in no circumstance any application for transfer will be made by any of the parties.

3. Therefore, in the interest of justice, the Marriage Petition No.A-989/2005 pending in the Family Court, Bandra, is hereby re-transferred to the Family Court, Pune. The Principal Judge, Family Court, Pune, shall get the matter re-registered giving it its original No.A-602 of 2004.

The Application stands disposed of.

(J.H.BHATIA,J.)